

### **REMARKS**

The Examiner has restricted this application to one of the following inventions under 35 U.S.C. § 121:

- Group I. Claims 1-28, 30, 35-40, drawn to isolated polypeptide beta-expansin.
- Group II. Claims 29 and 31-32 drawn to isolated polynucleotide encoding beta-expansin polypeptide and the method of cloning polynucleotide encoding beta-expansin polypeptide.
- Group III. Claims 33 and 34 are drawn to a method of detecting and identifying beta-expansin proteins.

The Examiner next notes that of inventions I-III, restriction to one of the following is also required:

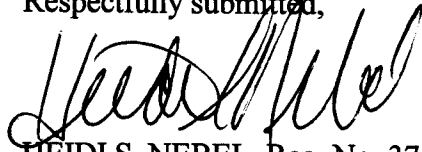
Protein of SEQ ID Nos: 10, 11, 12, 13, 14 or 15 or a nucleic acid encoding SEQ ID Nos: 10, 11, 12, 13, 14 or 15.

Applicant elects Group I - Claims 1-28, 30, 35-40, drawn to isolated polypeptide beta-expansin; and invention (A) - SEQ ID NO:10. All elections are made with traverse and Applicant requests reconsideration. All sequences, proteins and methods as well as SEQ ID NOS are related as a single class of proteins with similar properties. As such, no separate search is required.

No fees or extensions of time are believed to be due in connection with this amendment; however, consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 26-0084.

Reconsideration and allowance is respectfully requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Heidi Nebel", written over the typed name.

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